

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
Before the Board of Patent Appeals and Interferences

AF \$

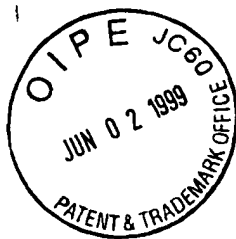
In re Patent Application of

MACLEAN et al

Serial No. 08/776,350

Filed: April 18, 1997

Title: TREATMENT OF CANCER USING HSV
MUTANT



Atty Dkt.: 117-231
C# M#

Group Art Unit: 1642

Examiner: Ungar

Date: June 2, 1999

GP1642
#17 6/16/99
T Bay

Honorable Commissioner for Patents and Trademarks
Washington, DC 20231

Sir:

☒ **NOTICE OF APPEAL**

Applicant hereby appeals to the Board of Appeals from the decision dated
February 2, 1999 of the Examiner twice/finally
rejecting claims 20, 22, 24-30, 32-34 (\$ 300.00)
and 36-42

\$ 300.00

☐ An appeal **BRIEF** is attached in triplicate in the pending appeal of the
above-identified application (\$ 300.00)

\$ 0.00

☐ An **ORAL HEARING** is requested under Rule 194 (\$ 260.00)
(due within two months after Examiner's Answer)

\$ 0.00

☐ Credit for fees paid in prior appeal without decision on merits

-\$ (0.00)

☐ A reply brief is attached in triplicate under Rule 193(b)

(no fee)

☒ Petition is hereby made to extend the current due date so as to cover the filing date of this
paper and attachment(s) (\$110.00/1 month; \$380.00/2 months; \$870.00/3 months; \$1,360.00/4 months)

\$ 110.00

SUBTOTAL \$ 410.00

☐ Applicant is a "small entity"; enter 1/2 of subtotal and subtract
☐ "small entity" statement attached

-\$ (0.00)

SUBTOTAL \$ 410.00

Less month extension previously paid on

-\$ (0.00)

TOTAL FEE ENCLOSED \$ 410.00

Any future submission requiring an extension of time is hereby stated to include a petition for such time extension.
The Commissioner is hereby authorized to charge any deficiency in the fee(s) filed, or asserted to be filed, or which should
have been filed herewith (or with any paper hereafter filed in this application by this firm) to our **Account No. 14-1140**. A
duplicate copy of this sheet is attached.

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NIXON & VANDERHYE P.C.
By Atty: Mary J. Wilson, Reg. No. 32,955

Signature: Mary J. Wilson

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01 FC:119
02 FC:115